

Comparison of Federal requirements and Maine laws and rules to support NPDES delegation

For State Equivalents:

1. “Chap.” refers to a Chapter and Section of Maine Department of Environmental Protection rules. Below the section level, the subsections follow the same organizational structure as the corresponding sections of the Code of Federal Regulations.
2. “Title” refers to Maine Revised Statutes Annotated.

40 CFR....	TOPIC	STATE EQUIVALENT
122.2	Definitions	
	Administrator	Chap. 520
	Applicable standards and limitations	Chap. 520
	Application	Chap. 520
	Approved program or approved State	Chap. 520
	Average monthly discharge limitation	Chap. 520
	Average weekly discharge limitations	Chap. 520
	Best management practices (BMPs)	Chap. 520
	Class I sludge management facility	Not needed
	Contiguous zone	Chap. 520
	Continuous discharge	Chap. 520
	CWA and regulations	Chap. 520
	Daily discharge	Chap. 520
	Direct discharge	Title 38, § 466(5)
	Director	Chap. 520
	Discharge	Chap. 520
	Discharge Monitoring Report (DMR)	Chap. 520
	Draft permit	Chap. 520
	Effluent limitation	Chap. 520
	Effluent limitation guidelines	Chap. 520
	Environmental Protection Agency (EPA)	Chap. 520
	Facility or activity	Chap. 520
	General permit	Chap. 520
	Hazardous substance	Chap. 520
	Indirect discharger	Chap. 520
	Interstate agency	Chap. 520
	Major facility	Chap. 520
	Maximum daily discharge limitation	Chap. 520
	Municipality	Chap. 520
	National Pollutant Discharge Elimination System (NPDES)	Chap. 520
	New discharger	Chap. 520
	New source	Chap. 520

	Owner or operator	Chap. 520
	Permit	Chap. 520
	Person	Chap. 520
	Point source	Chap. 520
	Pollutant	Chap. 520
	Primary industry category	Chap. 520
	Privately owned treatment works	Chap. 520
	Process wastewater	Chap. 520
	Proposed permit	Chap. 520
	Publicly owned treatment works (POTW)	Chap. 520
	Recommencing discharger	Chap. 520
	Regional Administrator	Chap. 520
	Schedule of compliance	Chap. 520
	Secondary industry category	Chap. 520
	Secretary	Chap. 520
	Septage	Not needed
	Sewage from vessels	Not needed
	Sewage sludge	Chap. 520
	Sewage sludge use or disposal practice	Chap. 520
	Site	Chap. 520
	Sludge-only facility	Not needed
	Standards for sewage sludge use or disposal	Not needed
	State	Chap. 520
	State Director	Chap. 520
	State/EPA agreement	Chap. 520
	Total dissolved solids	Chap. 520
	Toxic pollutant	Chap. 520
	Treatment works treating domestic sewage	Chap. 520
	Variance	Chap. 520
	Waters of the United States (U.S.)	Chap. 520
	Wetlands	Chap. 520
	Whole effluent toxicity	Chap. 520
122.3	Exclusions	
122.3(a)	Sewage from vessels	Not applicable
122.3(b)	Discharge of dredged or fill material under CWA Section 404	Not applicable
122.3(c)	Introduction of pollutants to POTWs by indirect dischargers other than privately owned treatment works	Not applicable
122.3(d)	Discharge in compliance with OSC	Title 38 § 413(2-G)
122.3(e)	Some non-point sources	Title 38 § 413(2)
122.3(f)	Return flows from irrigated agriculture	Not applicable
122.3(g)	Discharges into privately owned treatment works, except as otherwise required	Not applicable

122.4	Prohibitions	
122.4(a)	Prohibition if permit does not provide for compliance with CWA and regulations	Title 38 § 464(4)(A)(7)
122.4(b)	Certification under CWA Section 401 not obtained	Not applicable
122.4(c)	EPA objections	Title 38 § 464(4)(A)(7)
122.4(d)	Can't ensure compliance with water quality standards of all affected states	Title 38 § 464(4)(A)(8)
122.4(c)	Anchorage and navigation impaired	Title 38 § 464(4)(A)(9)
122.4(f)	Radiological and other wastes	Title 38 § 420(3)
122.4(g)	Inconsistencies with CWA Section 208(b)	Title 38 § 464(4)(A)(10)
122.4(h)	Discharges into ocean, sea, etc.	Title 38 § 464(4)(A)(11)
122.4(i)	New source/new discharger	Title 38 § 464(4)(A)
122.5	Effect of a permit	
122.5(a)(1)	Compliance with a permit	Title 38 § 414(8)
122.5(a)(2)	Compliance with permit conditions for sludge	Not needed
122.5(b)	Permit doesn't convey property rights	Title 38 § 414(8)
122.5(c)	Permit doesn't authorize injury or invasion of rights	Not applicable
122.7	Confidentiality of Information	Title 38 § 414(6) and Title 1 § 402(3), 408
122.7(b)(1)	Confidentiality claims regarding the name and address of the application will be denied	Title 38 § 414(6) and Title 1 § 402(3), 408
122.7(b)(2)	Confidentiality claims regarding permit applications, permits, effluent data will be denied	Title 38 § 414(6) and Title 1 § 402(3), 408
122.7(c)	Information required by NPDES application forms cannot be claimed as confidential	Title 38 § 414(6)
122.21	Application for a Permit	
122.21(a)	Duty to apply	Chap. 521 § 4(a)
122.21(b)	Who applies	Chap. 521 § 4(a)
122.21(c)(l)-(2)	Time to apply	Not applicable
122.21(d)(l)-(3)	Duty to reapply	Chap. 521 § 4(d)
122.21(e)	Completeness	Chap. 521 § 4(e)
122.21(f)	Information requirements -- forms	Chap. 521 § 4(f)
122.21(f)(1)	Activities conduct requiring NPDES permit	Chap. 521 § 4(f)
122.21(f)(2)	Name, mailing address & location of facility	Chap. 521 § 4(f)
122.21(f)(3)	SIC codes	Chap. 521 § 4(f)
122.21(f)(4)	Operator's name, address, telephone number, ownership status, etc.	Chap. 521 § 4(f)
122.21(f)(5)	Whether facility is located on Indian lands	Chap. 521 § 4(f)
122.21(f)(6)(i)-(xi)	List of other federal or State environmental permits applied for or received	Chap. 521 § 4(f)
122.21(f)(7)	Topographic map	Chap. 521 § 4(f)
122.21(f)(8)	Brief description of nature of business	Chap. 521 § 4(f)
122.21(g)	Application requirements for existing manufacturing, commercial, mining & sivicultural dischargers	Chap. 521 § 4(g)
122.21(g)(1)	Outfall location	Chap. 521 § 4(g)
122.21(g)(2)	Line drawing	Chap. 521 § 4(g)

122.21(g)(3)	Average flows & treatments	Chap. 521 § 4(g)
122.21(g)(4)	Intermittent flows	Chap. 521 § 4(g)
122.21(g)(5)	Maximum production	Chap. 521 § 4(g)
122.21(g)(6)	Improvements	Chap. 521 § 4(g)
122.2 1 (g)(7)	Effluent characteristics	Chap. 521 § 4(g)
122.21(g)(7)(i)(A)	Quantitative data for conventional pollutants	Chap. 521 § 4(g)
122.2 1 (g)(7)(1)(B)	Waiver (optional)	Chap. 521 § 4(g)
122.21(g)(7)(ii)	Applicants with processes in primary industry categories	Chap. 521 § 4(g)
122.21(g)(7)(ii)(A)	Organic toxic pollutants	Chap. 521 § 4(g)
122.21(g)(7)(ii)(B)	Toxic metals, cyanide, and total phenols	Chap. 521 § 4(g)
122.21(g)(7)(iii)(A)	Conventional and non-conventional pollutants	Chap. 521 § 4(g)
122.21(g)(7)(iii)(B)	Toxic pollutants and total phenols	Chap. 521 § 4(g)
122.21(g)(7)(iv)	Hazardous substances and asbestos	Chap. 521 § 4(g)
122.21(g)(7)(V)	TCDD	Chap. 521 § 4(g)
122.21(g)(7)(v)(A)	Uses or manufactures other compounds	Chap. 521 § 4(g)
122.21(g)(7)(v)(B)	TCDD is or may be present in an effluent	Chap. 521 § 4(g)
122.21 (g)(8)	Small business exemption (optional)	Chap. 521 § 4(g)
122.21(g)(9)	Used or manufactured toxics	Chap. 521 § 4(g)
122.21(g)(11)	Biological toxicity tests	Chap. 521 § 4(g)
122.21(g)(12)	Contract analyses	Chap. 521 § 4(g)
122.21(g)(13)	Additional information	Chap. 521 § 4(g)
122.21(h)(l)-(g)	Application requirements for manufacturing, commercial, mining & sivicultural facilities discharging only non-process wastewater	Chap. 521 § 4(h)
122.21(i)(l)-(2)	Application requirements for new and existing concentrated animal feeding operations and aquatic animal production facilities	Chap. 521 § 4(i)
122.21(j)	Application requirements for new and existing POTWs	Chap. 521 § 4(j)
122.21(k)	Special provisions for applications from new sources	Chap. 521 § 4(k)
122.21(m)	Variance requests by non-POTWs	Chap. 521 § 4(m)
122.21(m)(1)(i)	Fundamentally different factors (FDFs)	Chap. 521 § 4(m)
122.21(m)(1)(i)(A)	BPT	Chap. 521 § 4(m)
122.21(m)(1)(i)(B)	BAT/BCT	Chap. 521 § 4(m)
122.21(m)(1)(ii)	Contents of the request	Chap. 521 § 4(m)
122.21(m)(2)	Non-conventional pollutants under CWA Sections 301(c) or 301(g)	Chap. 521 § 4(m)
122.21(m)(2)(i)(A)	Initial requests	Chap. 521 § 4(m)
122.21(m)(2)(i)(B)	Completed requests	Chap. 521 § 4(m)
122.21(m)(3)	Delay in construction of POTW	Not applicable
122.21(m)(4)	Innovative technology	Not applicable
122.21(m)(5)	Water quality related effluent limitations	Chap. 521 § 4(m)
122.21(m)(6)	Thermal discharges	Chap. 521 § 4(m)
122.21(n)	Variance requests by POTWs	Chap. 521 § 4(n)
122.21(n)(1)	Discharges into marine waters	Chap. 521 § 4(n)

122.21(n)(2)	Delay in construction	Chap. 521 § 4(n)
122.21(n)(3)	Water quality-based effluent limitation	Chap. 521 § 4(n)
122.21(o)(1)	Expedited variance procedures	Chap. 521 § 4(o)
122.21(o)(2)	Time extensions	Chap. 521 § 4(o)
122.22	Signatories to Permit Applications and Reports	Chap. 521 § 5(a)
122.22(a)(1)	Corporations	Chap. 521 § 5(a)
122.22(a)(2)	Partnerships or sole proprietorships	Chap. 521 § 5(a)
122.22(a)(3)	Public agencies	Chap. 521 § 5(a)
122.22(b) [also 122.41(k)]	Signatory requirements for reports	Chap. 521 § 5(b)
122.22(c)	Changes to authorization	Chap. 521 § 5(c)
122.22(d)	Certification	Chap. 521 § 5(d)
122.23	Concentrated Animal Feeding Operations	Chap. 521 § 6
122.23(a)	Permit requirement	Chap. 521 § 6(a)
122.23(b)	Definitions	Chap. 521 § 6(b)
122.23(c)	Case-by-case designation	Chap. 521 § 6(c)
122.24	Concentrated Aquatic Animal Production Facilities	Chap. 521 § 7
122.24(a)	Permit requirement	Chap. 521 § 7(a)
122.24(b)	Definition	Chap. 521 § 7(b)
122.24(c)	Case-by-case designation	Chap. 521 § 7(c)
122.25	Aquaculture Projects	Chap. 521 § 8
122.25(a)	Permit requirement	Chap. 521 § 8(a)
122.25(b)	Definitions	Chap. 521 § 8(b)
122.26	Stormwater Discharges	Chap. 521 § 9
122.26(a)(1)	Permits not required prior to 10/1/92 except for:	Chap. 521 § 9(a)
122.26(a)(1)(i)	Discharge that has already received a permit prior to 2/4/87	Chap. 521 § 9(a)
122.26(a)(1)(ii)	Discharge associated with industrial activity	Chap. 521 § 9(a)
122.26(a)(1)(iii)	Discharge from a larger municipal separate storm sewer system	Chap. 521 § 9(a)
122.26(a)(1)(iv)	Discharge from a medium municipal separate storm sewer system	Chap. 521 § 9(a)
122.26(a)(1)(v)	Contributor to water quality standards violations or significant contributor of pollutants	Chap. 521 § 9(a)
122.26(a)(1)(v)(A)	Location of the discharge	Chap. 521 § 9(a)
122.26(a)(1)(v)(B)	Size of the discharge	Chap. 521 § 9(a)
122.26(a)(1)(v)(C)	Quantity and nature of pollutants discharged	Chap. 521 § 9(a)
122.26(a)(1)(v)(D)	Other relevant factors	Chap. 521 § 9(a)
122.26(a)(2)	Permits may not be required for certain mining operations and oil and gas facilities	Chap. 521 § 9(a)
122.26(a)(3)	Large and medium municipal separate storm sewer systems	Chap. 521 § 9(a)
122.26(a)(4)	Discharges through large and medium separate storm sewer systems	Chap. 521 § 9(a)
122.26(a)(5)	Other municipal separate storm sewers	Chap. 521 § 9(a)
122.26(a)(6)	Non-municipal separate storm sewers	Chap. 521 § 9(a)

122.26(a)(7)	Combined sewer systems	Chap. 521 § 9(a)
122.26(a)(8)	Eligibility for funding under Titles 11, 111, or VI of the CWA	Chap. 521 § 9(a)
122.26(b)	Definitions	Chap. 521 § 9(b)
122.26(c)	Application requirements for storm water discharges associated with industrial activities	Chap. 521 § 9(c)
122.26(d)	Application requirements for large and medium municipal separate storm sewer discharges	Chap. 521 § 9(d)
122.26(e)	Application deadlines	Chap. 521 § 9(e)
122.26(f)	Petitions	Chap. 521 § 9(f)
122.27	Silvicultural activities	Chap. 521 § 10
122.27(a)	Permit requirement	Chap. 521 § 10(a)
122.27(b)	Definition	Chap. 521 § 10(b)
122.28	General Permits	Chap. 529 § 2
122.28(a)	Coverage of general permits	Chap. 529 § 2(a)
122.28(a)(1)	Area covered by general permits	Chap. 529 § 2(a)
122.28(a)(2)(i)	Sources covered - stormwater point sources	Chap. 529 § 2(a)
122.28(a)(2)(ii)	Sources covered - other than storm water point sources	Chap. 529 § 2(a)
122.28(a)(2)(ii)(A)	Involve similar or same operations	Chap. 529 § 2(a)
122.28(a)(2)(ii)(B)	Discharge same type of wastes	Chap. 529 § 2(a)
122.28(a)(2)(ii)(C)	Require same effluent limitations	Chap. 529 § 2(a)
122.28(a)(2)(ii)(D)	Require similar or same monitoring	Chap. 529 § 2(a)
122.28(a)(2)(ii)(E)	Are controlled appropriately by general permits	Chap. 529 § 2(a)
122.28(b)(1)	Administration of general permits	Chap. 529 § 2(b)
122.28(b)(2)	Authorization to discharge or to engage in sludge use	Chap. 529 § 2(b)
122.28(b)(3)(i)	Cases requiring individual permits	Chap. 529 § 2(b)
122.28(b)(3)(i)(A)	Not in compliance with general permits	Chap. 529 § 2(b)
122.28(b)(3)(i)(B)	Technology change has occurred	Chap. 529 § 2(b)
122.28(b)(3)(i)(C)	Effluent limitation guidelines are promulgated	Chap. 529 § 2(b)
122.28(b)(3)(i)(D)	Water quality management plan approved	Chap. 529 § 2(b)
122.28(b)(3)(i)(E)	Circumstances have changed	Chap. 529 § 2(b)
122.28(b)(3)(i)(F)	Standards for sewage sludge use or disposal have been promulgated	Not needed
122.28(b)(3)(i)(G)	Discharge is a significant contributor of pollutants according to the following factors:	Chap. 529 § 2(b)
122.28(b)(3)(i)(G)(1)	Location of the discharge	Chap. 529 § 2(b)
122.28(b)(3)(i)(G)(2)	Size of the discharge	Chap. 529 § 2(b)
122.28(b)(3)(i)(G)(3)	Quantity and nature of pollutants discharged	Chap. 529 § 2(b)
122.28(b)(3)(i)(G)(4)	Other relevant factors	Chap. 529 § 2(b)
122.28(b)(3)(iii)	Requests to be excluded from general permit	Chap. 529 § 2(b)
122.28(b)(3)(iv)	Applicability of general permit terminated upon issuance of individual permit	Chap. 529 § 2(b)
122.28(b)(3)(v)	Requests that individual permits be revoked to allow coverage by general permit	Chap. 529 § 2(b)

122.41	Conditions Applicable to All Permits (Introduction requires incorporation of all conditions in permits)	Chap. 523 § 2
122.4 1 (a)	Duty to comply	Chap. 523 § 2(a)
122.41 (a)(l)	Compliance with effluent standards under CWA Section 307(a) and 405(d)	Chap. 523 § 2(a)
122.4 1 (a)(2)	CWA penalties	Chap. 523 § 2(a)
122.41(a)(3)	Administrative penalties	Not applicable
122.41(b)	Duty to reapply	Chap. 523 § 2(b)
122.41(c)	Need to halt or reduce activity not a defense	Chap. 523 § 2(c)
122.41(d)	Duty to mitigate	Chap. 523 § 2(d)
122.41(e)	Proper operation and maintenance	Chap. 523 § 2(e)
122.41(f)	Permit actions (no stays)	Chap. 523 § 2(f)
122.41(g)	Permit does not convey property rights	Chap. 523 § 2(g)
122.41(h)	Duty to provide information	Chap. 523 § 2(h)
122.41(i)	Inspection and entry	Chap. 523 § 2(i)
122.41(i)(1)	Enter the premises	Chap. 523 § 2(i)
122.41(i)(2)	Access and copy records	Chap. 523 § 2(i)
122.41(i)(3)	Inspect facilities, etc.	Chap. 523 § 2(i)
122.41(i)(4)	Sample or monitor	Chap. 523 § 2(i)
122.41(j)(1)	Samples and measurements must be representative of the activity	Chap. 523 § 2(j)
122.41(j)(2)	Retain records at least 3 years; 5 years for sludge	Chap. 523 § 2(j)
122.41(j)(3)(i)	Records must include dates, place, and time of sampling or measurements	Chap. 523 § 2(j)
122.41(j)(3)(ii)	Records must include names of individual(s) who performed the sampling	Chap. 523 § 2(j)
122.41(j)(3)(iii)	Records must include date(s) of analyses	Chap. 523 § 2(j)
122.41(j)(3)(iv)	Records must include names of individual(s) who performed analyses	Chap. 523 § 2(j)
122.41(j)(3)(v)	Records must include results of analyses	Chap. 523 § 2(j)
122.41(j)(4)	Monitoring test procedures as per Part 136	Chap. 523 § 2(j)
122.41(j)(5)	CWA penalty for altering or tampering with monitoring	Chap. 523 § 2(j)
122.41(k)(1)	Signatory requirements as per §122.22	Chap. 523 § 2(k)
122.41(k)(2)	CWA penalty for false statement	Chap. 523 § 2(k)
122.41(l)(1)	Reporting planned changes	Chap. 523 § 2(l)
122.41(l)(1)(i)	Meets new source criteria	Chap. 523 § 2(l)
122.41(l)(1)(ii)	Changes in nature/quantity of discharge	Chap. 523 § 2(l)
122.41(l)(1)(iii)	Changes in sludge use and disposal practices	Chap. 523 § 2(l)
122.41(l)(2)	Reporting anticipated noncompliance	Chap. 523 § 2(l)
122.41(l)(3)	Reporting transfers -- see §122.61	Chap. 523 § 2(l)
122.41(l)(4)	Reporting monitoring	Chap. 523 § 2(l)
122.41(l)(4)(i)	DMRs	Chap. 523 § 2(l)
122.41(l)(4)(ii)	Exceeding monitoring frequencies set in Part 136	Chap. 523 § 2(l)
122.41(l)(4)(iii)	Utilize an arithmetic mean	Chap. 523 § 2(l)
122.41(l)(S)	Compliance schedules	Chap. 523 § 2(l)

122.41(l)(6)(i)	24-hour and 5-day follow-up reporting when discharge endangers health or the environment	Chap. 523 § 2(l)
122.41(l)(6)(ii)(A)	24-hour reporting for unanticipated bypass	Chap. 523 § 2(l)
122.41(l)(6)(ii)(B)	24-hour reporting for upsets	Chap. 523 § 2(l)
122.41(l)(6)(ii)(C)	24-hour reporting for specified effluent limitations violations	Chap. 523 § 2(l)
122.41(l)(6)(iii)	Director may waive follow-up report	Chap. 523 § 2(l)
122.41(l)(7)	Other noncompliance	Chap. 523 § 2(l)
122.41(1)(8)	Duty to provide information previously omitted or incorrect	Chap. 523 § 2(l)
122.41(m)(1)(i)	Bypass definition	Chap. 523 § 2(m)
122.41(m)(1)(ii)	Severe property damage definition	Chap. 523 § 2(m)
12.41(m)(2)	Bypass not exceeding limits	Chap. 523 § 2(m)
122.41(m)(3)(i)	Notice of anticipated bypass	Chap. 523 § 2(m)
122.41(m)(3)(ii)	Notice of unanticipated bypass	Chap. 523 § 2(m)
122.41(m)(4)(i)	Prohibition of bypass unless:	Chap. 523 § 2(m)
122.41(m)(4)(i)(A)	Unavoidable	Chap. 523 § 2(m)
122.41(m)(4)(i)(B)	No feasible alternative	Chap. 523 § 2(m)
122.41(m)(4)(i)(C)	Notice requirement satisfied	Chap. 523 § 2(m)
122.41(m)(4)(ii)	Approval of anticipated bypass	Chap. 523 § 2(m)
122.41(n)(1)	Definition of upset	Chap. 523 § 2(m)
122.41(n)(2)	Effect of an upset	Chap. 523 § 2(n)
122.41(n)(3)	Conditions necessary for a demonstration of upset	Chap. 523 § 2(n)
122.41(n)(3)(i)	Upset occurred and cause identified	Chap. 523 § 2(n)
122.41(n)(3)(ii)	Facility properly operated	Chap. 523 § 2(n)
122.41(n)(3)(iii)	Notice of upset submitted	Chap. 523 § 2(n)
122.41(n)(3)(iv)	Remedial measures were taken	Chap. 523 § 2(n)
122.41(n)(4)	Burden of proof for upsets	Chap. 523 § 2(n)
122.42	Additional Conditions Applicable to Specified Categories of NPDES Permits	Chap. 523 § 3
122.42(a)	Notification requirements for existing manufacturing, commercial, mining, and silvicultural dischargers	Chap. 523 § 3(a)
122.42(b)	Notification requirements for POTWs	Chap. 523 § 3(b)
122.42(b)(1)	Pollutants from IUs	Chap. 523 § 3(b)
122.42(b)(2)	Change of effluent to POTW	Chap. 523 § 3(b)
122.42(b)(3)(i)	Notice shall include information on quality and quantity of effluent	Chap. 523 § 3(b)
122.42(b)(3)(ii)	Notice shall include impact of change on the effluent	Chap. 523 § 3(b)
122.42(c)	Municipal separate storm sewer annual report	Chap. 523 § 3(c)
122.43	Establishing Permit Conditions	Chap. 523 § 4
122.43(a)	Case-by-case permit conditions	Chap. 523 § 4(a)
122.43(b)(1)	Conditions for State issued permits	Chap. 523 § 4(b)
122.43(b)(2)	New, reissued, modified permit must contain applicable requirements in §§122.44 and 122.45	Chap. 523 § 4(b)
122.43(c)	Conditions incorporated expressly or by reference	Chap. 523 § 4(c)

122.44	Establishing Limitations, Standards, and Other Permit Conditions	Chap. 523 § 5
122.44(a)	Technology-based effluent limitations and standards (BPJ and CWA Sections 301 and 306)	Chap. 523 § 5(a)
122.44(b)(1)	Other effluent limitations and standards (CWA Sections 301, 302, 303, 307, 318, 405)	Chap. 523 § 5(b)
122.44(b)(2)	Standards for sewage sludge use or disposal	Not needed
122.44(c)	Reopener clause	Chap. 523 § 5(c)
122.44(c)(1)	Before 6/30/81; modification of permit	Chap. 523 § 5(c)
122.44(c)(2)	On or after statutory deadlines for CWA Section 301(b)(2)(A),(C), and (E) effluent limitations whether or not guidelines are out for primary	Chap. 523 § 5(c)
122.44(c)(3)	Modify, revoke and reissue for newly promulgated effluent limitations	Chap. 523 § 5(c)
122.44(c)(4)	Domestic sewage sludge reopener for newly promulgated effluent limitations	Not needed
122.44(d)	Water quality standards and stricter State requirements	Chap. 523 § 5(d)
122.44(d)(1)	Water quality standards under CWA Section 303	Chap. 523 § 5(d)
122.44(d)(1)(i)	Limitations must control pollutants which have a reasonable potential to cause or contribute to excursions of water quality standards	Chap. 523 § 5(d)
122.44(d)(1)(ii)	Determining §122.21(d)(1)(i)	Chap. 523 § 5(d)
122.44(d)(1)(iii)	Effluent limits for individual pollutants based upon specified instream excursions of numeric water quality criteria from individual pollutants	Chap. 523 § 5(d)
122.44(d)(1)(iv)	Effluent limits for whole effluent toxicity based upon specified instream excursion above the numeric criteria	Chap. 523 § 5(d)
122.44(d)(1)(v)	Effluent limits for whole effluent toxicity based upon specified instream excursion above the narrative criteria, proviso for chemical specific limits	Chap. 523 § 5(d)
122.44(d)(1)(vi)	Where the State has not established a water quality criterion, the permitting authority must use one or more of the following options:	Chap. 523 § 5(d)
122.44(d)(1)(vi)(A)	Option A - Use calculated numeric water quality criterion which will maintain narrative water quality criteria and protect use	Chap. 523 § 5(d)
122.44(d)(1)(vi)(B)	Option B - Case-by-case	Chap. 523 § 5(d)
122.44(d)(1)(vi)(C)	Option Chap. - Use an indicator parameter if certain conditions are met	Chap. 523 § 5(d)
122.44(d)(1)(vii)(A)	Ensure that effluent limits comply with water quality standards	Chap. 523 § 5(d)
122.44(d)(1)(vii)(B)	Ensure that effluent limits are consistent with assumptions for waste load allocations	Chap. 523 § 5(d)
122.44(d)(2)	Attain or maintain water quality limits under CWA Section 302	Chap. 523 § 5(d)
122.44(d)(3)	Conform to State certification requirements	Not applicable
122.44(d)(4)	Conform to CWA Section 401(a)(2) when the discharge affects another State	Chap. 523 § 5(d)
122.44(d)(5)	Incorporate more stringent requirements under CWA Section 301(b)(1)(c)	Chap. 523 § 5(d)
122.44(d)(6)	Incorporate more stringent requirements to meet 208(b) Water Quality Management plan requirements	Chap. 523 § 5(d)
122.44(d)(7)	Incorporate requirements to meet CWA Section 403(c) for ocean discharge	Not needed
122.44(d)(8)	Incorporate FDF variances	Chap. 523 § 5(d)
122.44(e)	Technology - based controls for toxic pollutants	Chap. 523 § 5(e)

122.44(e)(1)	Limitations must control pollutants discharged at a level greater than that achieved by the permittee's technology	Chap. 523 § 5(e)
122.44(e)(2)	Technology - based permit requirements may be met by:	Chap. 523 § 5(e)
122.44(e)(2)(i)	Limitations on those pollutants	Chap. 523 § 5(e)
122.44(e)(2)(ii)	Limitations on other pollutants	Chap. 523 § 5(e)
122.44(f)	Notification level upon petition or Director's initiative	Chap. 523 § 5(f)
122.44(g)	Twenty-four hour reporting	Chap. 523 § 5(g)
122.44(h)	Duration for permits as in 122.46	Chap. 523 § 5(h)
122.44(i)	Monitoring and reporting requirements::	Chap. 523 § 5(i)
122.44(i)(1)	Monitoring requirement to assure compliance (introduction)	Chap. 523 § 5(i)
122.44(i)(1)(i)	Must measure the mass	Chap. 523 § 5(i)
122.44(i)(1)(ii)	Must measure the volume	Chap. 523 § 5(i)
122.44(i)(1)(iii)	Must use other measurements as appropriate	Chap. 523 § 5(i)
122.44(i)(1)(iv)	Measurement pursuant to test procedures 40 CFR 136	Chap. 523 § 5(i)
122.44(i)(2)	Monitoring reporting at least once per year for certain discharges	Chap. 523 § 5(i)
122.44(i)(3)	Monitoring reporting at least once per year for storm water discharges associated with industrial activities which are subject to an effluent guideline	Chap. 523 § 5(i)
122.44(i)(4)	Monitoring reporting for other storm water discharges on a case-by-case basis, with no minimum report frequency	Chap. 523 § 5(i)
122.44(i)(5)	Reporting of all instances of noncompliance for permits that do not require the submittal of monitoring result reports at least annually	Chap. 523 § 5(i)
122.44(j)(1)	Pretreatment program for POTWs - requirement to identify significant users	Chap. 523 § 5(j)
122.44(j)(2)	POTWs requirement to submit a local pretreatment program	Chap. 523 § 5(j)
122.44(j)(3)	Requirements for POTWs which are "sludge-only" facilities	Not needed
122.44(k)	BMPs are needed when:	Chap. 523 § 5(k)
122.44(k)(1)	Authorized under CWA Section 304(e)	Chap. 523 § 5(k)
122.44(k)(2)	Numeric effluent limitations are infeasible	Chap. 523 § 5(k)
122.44(k)(3)	BMPs are reasonably necessary	Chap. 523 § 5(k)
122.44(l)(1)	Reissued permits: anti -backsliding	Chap. 523 § 5(l)
122.44(l)(2)	Reissued permits: anti-backsliding when the original effluent limitations were established under CWA Section 402(a)(1)(B)	Chap. 523 § 5(l)
122.44(l)(2)(i)	Exceptions	Chap. 523 § 5(l)
122.44(l)(2)(i)(A)	Material and substantial alterations	Chap. 523 § 5(l)
122.44(l)(2)(i)(B)(1)	New information is available	Chap. 523 § 5(l)
122.44(l)(2)(i)(B)(2)	The previous permit contained technical mistakes or mistakes of law	Chap. 523 § 5(l)
122.44(l)(2)(i)(C)	Events out of the permittee's control	Chap. 523 § 5(l)
122.44(l)(2)(i)(D)	Variance	Chap. 523 § 5(l)
122.44(l)(2)(i)(E)	Unable to achieve limits despite proper facilities and proper operation	Chap. 523 § 5(l)
122.44(l)(2)(ii)	Limitations	Chap. 523 § 5(l)
122.44(m)	Privately owned treatment works	Chap. 523 § 5(m)

122.44(n)	POTW grant conditions	Chap. 523 § 5(n)
122.44(o)	Sewage sludge	Not needed
122.44(p)	Coast Guard: water transportation	Chap. 523 § 5(p)
122.44(q)	Navigation	Chap. 523 § 5(q)
122.45	Calculating NPDES Permit Conditions	Chap. 523 § 6
122.45(a)	Outfalls and discharge points	Chap. 523 § 6(a)
122.45(b)(1)	POTWs: production based limits shall be calculated based on design flow	Chap. 523 § 6(b)
122.45(b)(2)(i)	Non-POTWs: production based limits usually calculated based on a reasonable measure of actual production of the facility	Chap. 523 § 6(b)
122.45(b)(2)(ii)(A)(1)	Alternate limitations may be based on anticipated increase or decrease	Chap. 523 § 6(b)
122.4 (b)(2)(ii)(A)(2)	Alternate limitations may be established for the automotive manufacturing industry	Chap. 523 § 6(b)
122.45(b)(2)(ii)(B)(1)	Permittees must notify Director at least 2 days in advance when they expect to operate at a level higher than the lowest production level	Chap. 523 § 6(b)
122.45(b)(2)(ii)(B)(2)	Permittees must comply with limitations that correspond to the lowest level of production unless they notify the Director	Chap. 523 § 6(b)
122.45(b)(2)(ii)(B)(3)	Permittee shall submit with DMR the production level that actually occurred	Chap. 523 § 6(b)
122.45(c)	Metals - All limitations shall be expressed in terms of "total recoverable metal" unless	Chap. 523 § 6(c)
122.45(c)(1)	An applicable effluent standard specifies dissolved or valent or total form	Chap. 523 § 6(c)
122.45(c)(2)	Case-by-case to carry out provisions of CWA	Chap. 523 § 6(c)
122.45(c)(3)	Analytical methods measure only dissolved form	Chap. 523 § 6(c)
122.45(d)	Continuous discharge - all limitations shall be expressed as:	Chap. 523 § 6(d)
122.45(d)(1)	Maximum daily and average monthly discharge limitations for non-POTWs	Chap. 523 § 6(d)
122.45(d)(2)	Average weekly and average monthly discharge for POTWs	Chap. 523 § 6(d)
122.45(e)	Non-continuous discharge	Chap. 523 § 6(e)
122.45(e)(1)	Frequency	Chap. 523 § 6(e)
122.45(e)(2)	Total mass	Chap. 523 § 6(e)
122.45(e)(3)	Maximum rate of discharge of pollutants during discharge	Chap. 523 § 6(e)
122.45(e)(4)	Prohibition or limitation of specified pollutants by mass, concentration, or other measure	Chap. 523 § 6(e)
122.45(f)	All pollutants shall be expressed in terms of mass except:	Chap. 523 § 6(f)
122.45(f)(1)(i)	pH, temperature, radiation	Chap. 523 § 6(f)
122.45(f)(1)(ii)	Limitations expressed in another form	Chap. 523 § 6(f)
122.45(f)(1)(iii)	Case-by-case where mass is infeasible	Chap. 523 § 6(f)
122.45(f)(2)	Additional units of measurement allowed	Chap. 523 § 6(f)
122.45(g)(1)	Adjustments for pollutants in intake water if	Chap. 523 § 6(g)
122.45(g)(1)(i)	Standards provide that they shall be applied on a net basis	Chap. 523 § 6(g)
122.45(g)(1)(ii)	Properly-installed control system would meet limitations in the absence of pollutant in intake water	Chap. 523 § 6(g)

122.45(g)(2)	Credit for generic pollutants allowed only under certain conditions	Chap. 523 § 6(g)
122.45(g)(3)	Credit granted only to the extent necessary to meet standard	Chap. 523 § 6(g)
122.45(g)(4)	Intake water must be drawn from the body of water to which the discharge is made	Chap. 523 § 6(g)
122.45(g)(5)	Adjustments do not apply to raw water clarifier sludge	Chap. 523 § 6(g)
122.45(h)(1)	Internal waste streams may be imposed if standards at the point of discharge are impractical or infeasible	Chap. 523 § 6(h)
122.45(h)(2)	Fact sheet must describe need for measurement at internal waste streams	Chap. 523 § 6(h)
122.45(h)(i)	Disposal of pollutants into well, POTWs, or by land	Chap. 523 § 6(h)
122.46	Duration of Permits	
122.46(a)	Permits may be issued for a fixed term not to exceed 5 years	Title 38 § 414(2), 414-A(1-B)(D)
122.46(b)	May not be modified to exceed 5-year term	Title 38 § 414(2), 414-A(1-B)(D); Title 5 § 10002
122.46(c)	May issue for less than full term	Title 38 § 414(2), 414-A(1-B)(D)
122.46(d)	May be issued to expire on or after 7/1/84 if effluent limits meet statutory deadlines	Not applicable
122.46(e)	Category determination restricted	Not applicable
122.47	Schedules of Compliance	Chap. 523 § 7
122.47(a)	Schedule of compliance may be allowed	Chap. 523 § 7(a)
122.47(a)(1)	Time for compliance - statutory deadline	Chap. 523 § 7(a)
122.47(a)(2)	Schedule for new sources, new dischargers, or recommencing dischargers	Chap. 523 § 7(a)
122.47(a)(3)	Interim dates	Chap. 523 § 7(a)
122.47(a)(3)(i)	Time between interim dates no more than 1 year	Chap. 523 § 7(a)
122.47(a)(3)(ii)	Report required if the interim requirements will take more than a year and are not divisible into stages	Chap. 523 § 7(a)
122.47(a)(4)	Reports within 14 days of interim dates	Chap. 523 § 7(a)
122.48	Requirements for Recording and Reporting of Monitoring Results	Chap. 523 § 8
122.48(a)	All permits must specify requirements for use, maintenance, and installation of monitoring equipment	Chap. 523 § 8(a)
122.48(b)	Required monitoring must be representative	Chap. 523 § 8(b)
122.48(c)	Reporting as specified in §122.44	Chap. 523 § 8(c)
122.50	Disposal of Pollutants into Wells, POTWs, or by Land Application	Chap. 523 § 9
122.50(a)	Adjustment where part of waste stream is diverted to wells, POTWs, or land	Chap. 523 § 9(a)
122.50(a)(1)	Cases in which no waste is discharged to water of the U.S.	Chap. 523 § 9(a)
122.50(a)(2)	All other cases	Chap. 523 § 9(a)
122.50(b)(1)	N/A where no mass limits	Chap. 523 § 9(b)
122.50(b)(2)	N/A where different technique for adjusting	Chap. 523 § 9(b)
122.50(c)	Paragraph (a) does not alter more stringent requirements	Chap. 523 § 9(c)
122.61	Transfer of Permits	Title 38 § 344(9), 413(3); Chap. 2 § 17
122.61(a)	Transfers by modification	Not applicable
122.61(b)(1)	For automatic transfers, current permittee must notify Director 30 days in advance	Not applicable

122.61(b)(2)	Notice must include written agreement	Not applicable
122.61(b)(3)	Transfer effective if Director does not notify permittee of objections or intent to modify	Not applicable
122.62	Permit Modifications - Director's Responsibilities	Title 38 § 414-A(5)
122.62(a)	Cause for modification but not revocation and reissuance	Title 38 § 414-A(5)(B)
122.62(a)(1)	Material and substantial alterations	Title 38 § 414-A(5)(B)(2)
122.62(a)(2)	New information not available at time of permit issuance	Title 38 § 414-A(5)(B)(3)
122.62(a)(3)	Amended standards or regulations or judicial decisions	
122.62(a)(3)(i)	Restriction for promulgation of amended standards or regulations	Not needed
122.62(a)(3)(ii)	Restrictions for judicial decisions	Not needed
122.62(a)(4)	Modification of compliance schedules due to occurrence beyond permittee's control	Not needed
122.62(a)(5)	Permittee files timely request for variance	Not needed
122.62(a)(6)	Modification to incorporate new CWA Section 307(a) toxic standard	Title 38 § 414-A(5)(A)
122.62(a)(7)	When required by reopener condition [§§122.44(b) or 403.10(3)]	Title 38 § 414-A(5)(A)
122.62(a)(8)	Net limits	Title 38 § 414-A(5)(B)(5)
122.62(a)(9)	Modification for pretreatment program under 40 CFR 403.8(e)	Title 38 § 414-A(5)(B)(7)
122.62(a)(10)	Failure to-notify affected State as per CWA Section 402(b)(3)	Title 38 § 414-A(5)(B)(6)
122.62(a)(11)	Non-limited pollutants	Title 38 § 414-A(5)(B)(4)
122.62(a)(12)	To establish "notification" level as per §122.44(f)	Not needed
122.62(a)(13)	Compliance schedule extensions for innovative technology	Not needed
122.62(a)(14)	To conform to changes resulting from NRDC v. EPA [§122.41(c) and (d)]	Not applicable
122.62(a)(15)	Correct technical mistakes	Title 38 § 414-A(5)(B)(1); 341-S(3)(D)
122.62(a)(16)	Unable to comply with BPJ limits despite "proper" technology	Not needed
122.62(a)(17)	Permits final after 3/9/82 and applies no later than 1/24/85; changes based on §122.45(b) and (c); §122.50	Not applicable
122.62(a)(18)	Land application plans for sludge	Not needed
122.62(b)	Causes for modification or revocation and reissuance	Title 38 § 341-D
122.62(b)(1)	Causes under §122.64 for termination and Director determines modification or revocation and reissuance is appropriate	Title 38 § 341-D
122.62(b)(2)	Transfer of permit	Title 38 § 414-A(5)(C.)
122.64	Termination of Permits	Title 38 § 414-A(5)(C)
122.64(a)(1)	Noncompliance with any permit condition	Title 38 § 341-D
122.64(a)(2)	Misrepresentation at any time or failure to fully disclose all relevant facts	Title 38 § 341-D
122.64(a)(3)	Danger to human health or environment	Title 38 § 341-D
122.64(a)(4)	Change, reduction or elimination of controlled discharge	Title 38 § 341-D
122.64(b)	Part 124 procedures apply	Title 38 § 341-D
Appendix A	NPDES Primary Industry Categories	Chap. 521, App A
Appendix B	Criteria for Determining A Concentrated Animal Feeding Operation	Chap. 521, App B
Appendix C	Criteria for Determining A Concentrated Aquatic Animal Production Facility	Chap. 521, App C

Appendix D, Tables I - V	Testing Requirements for Toxic, Conventional, Non conventional, and Hazardous Pollutants	Chap. 521, App D
123.25	Requirements for Permitting	
123.25(b)	Approved planning process (40 CFR 35.1500)	
123.25(c)	Conflict of interest	Title 38 § 341-A(3), 341-C(8)
124.3	Application for a Permit	Chap. 521 § 3
124.3(a)(1)	Applications required	Chap. 521 § 3(a)
124.3(a)(2)	Director will not process until application requirements are met	Chap. 521 § 3(a)
124.3(a)(3)	Applications must comply with signature and certification requirements	Chap. 521 § 5
124.5	Modification, Revocation and Reissuance, or Termination of Permits	Chap. 522 § 4
124.5(a)	Requests for modification, revocation and reissuance, or termination	Chap. 522 § 4(a)
124.5(c)(1)	Draft permit; requirements for additional information or updated application	Chap. 522 § 4(c)
124.5(c)(2)	Scope of reopening permit	Chap. 522 § 4(c)
124.5(c)(3)	Minor modification not subject to requirements	Not needed
124.5(d)	Termination; draft permit	Chap. 522 § 4(d)
124.5(f)	CWA Section 404 permits	Not needed
124.6	Draft Permits	Chap. 522 § 5
124.6(a)	Permit issuance; decision to issue draft or deny	Chap. 522 § 5(a)
124.6(c)	Preparation of draft general permit	Chap. 522 § 5(c)
124.6(d)	Contents of draft permit	Chap. 522 § 5(d)
124.6(d)(1)	All conditions under §§122.41, 122.43, and other Sections	Chap. 522 § 5(d)
124.6(d)(2)	Compliance schedules	Chap. 522 § 5(d)
124.6(d)(3)	Monitoring requirements	Chap. 522 § 5(d)
124.6(d)(4)(i)	RCRA permits	Not needed
124.6(d)(4)(ii)	UIC permits	Chap. 522 § 5(d)
124.6(d)(4)(iii)	PSD permits	Not needed
124.6(d)(4)(iv)	CWA Section 404 permits	Not needed
124.6(d)(4)(v)	NPDES permits	Chap. 522 § 5(d)
124.6(e)	Fact sheet if required by §124.8	Chap. 522 § 5(e)
124.8	Fact Sheets	Chap. 522 § 6
124.8(a)	Fact sheets required	Chap. 522 § 6(a)
124.8(b)(1)	Fact sheet must contain a description of the facility or activity	Chap. 522 § 6(b)
124.8(b)(2)	Fact sheet must contain a description of wastes	Chap. 522 § 6(b)
124.8(b)(3)	Fact sheets for PSD permits	Not needed
124.8(b)(4)	Fact sheet must contain a summary of the basis for the draft permit	Not needed
124.8(b)(5)	Fact sheet must contain reasons why requested variance does or does not appear justified	Chap. 522 § 6(b)
124.8(b)(6)	Fact sheet must contain a description of the procedures for reaching a final decision, including:	Chap. 522 § 6(b)
124.8(b)(6)(i)	Dates for the comment period	Chap. 522 § 6(b)
124.8(b)(6)(ii)	Procedures for requesting a hearing	Chap. 522 § 6(b)

124.8(b)(6)(iii)	Procedures by which the public may participate in the final decision	Chap. 522 § 6(b)
124.8(b)(7)	Name and telephone number of a contact point	Chap. 522 § 6(b)
124.8(b)(8)	Provisions satisfying § 124.56	Chap. 522 § 6(b)
124.10	Public Notice	Chap. 522 § 8
124.10(a)(1)(ii)	Public notice required for draft permits	Chap. 522 § 8(a)
124.10(a)(t)(iii)	Public notice required for public hearings	Chap. 522 § 8(a)
124.10(a)(1)(v)	Public notice required for OVA Section 404 applications with no draft permit	Not needed
124.10(b)(1)	Timing; draft permit	Chap. 522 § 8(b)
124.10(b)(2)	Timing; public hearing	Chap. 522 § 8(b)
124.10(c)(1)	Distribution requirements:	Chap. 522 § 8(c)
124.10(c)(1)(i)	The applicant	Chap. 522 § 8(c)
124.10(c)(1)(ii)	Other agencies which must issue permits	Chap. 522 § 8(c)
124.10(c)(1)(iii)	Agencies with jurisdiction over fish, shellfish, etc.	Chap. 522 § 8(c)
124.10(c)(1)(iv)	Agencies which develop plans under CWA Sections 208(b) and 303(e)	Chap. 522 § 8(c)
124.10(c)(1)(v)	Users of a privately owned treatment works	Chap. 522 § 8(c)
124.10(c)(1)(vi)	Distribution requirements for CWA Section 404 permits	Not needed
124.10(c)(1)(vii)	Distribution requirements for PSD permits	Not needed
124.10(c)(1)(viii)	Distribution requirements for Class I injection well UIC permits	Chap. 522 § 8(c)
124.10(c)(1)(xi)	Mailing lists	Chap. 522 § 8(c)
124.10(c)(1)(xi)(A)	Includes those who request to be on list	Chap. 522 § 8(c)
124.10(c)(1)(xi)(B)	Solicitations for area lists	Chap. 522 § 8(c)
124.10(c)(1)(xi)(C)	Notifying the public of the list	Chap. 522 § 8(c)
124.10(c)(1)(x)(A)	Local government having jurisdiction of the area where the facility is proposed to be located	Chap. 522 § 8(c)
124.10(c)(1)(x)(B)	State agencies with authority regarding construction or operation	Chap. 522 § 8(c)
124.10(c)(2)	Majors and general permits; daily or weekly newspaper	Chap. 522 § 8(c)
124.10(c)(3)	Legal notice under state law	Not needed
124.10(c)(4)	Method reasonably calculated to give actual notice to persons potentially affected	Chap. 522 § 8(c)
124.10(d)(1)	Contents of public notice	Chap. 522 § 8(d)
124.10(d)(1)(i)	Name and address of processing office	Chap. 522 § 8(d)
124.10(d)(1)(ii)	Name and address of permittee, if one exists	Chap. 522 § 8(d)
124.10(d)(1)(iii)	Description of business conducted	Chap. 522 § 8(d)
124.10(d)(1)(iv)	Name, address, and phone number of point of contact	Chap. 522 § 8(d)
124.10(d)(1)(v)	Description of comment procedures and procedures for requesting hearing	Chap. 522 § 8(d)
124.10(d)(1)(vi)	Public notice contents for EPA issued permits	Chap. 522 § 8(d)
124.10(d)(1)(vii)	Location of each existing or proposed facility	Chap. 522 § 8(d)
124.10(d)(1)(viii)	Public notice contents for CWA Section 404 permits	Not needed
124.10(d)(1)(xi)	Any additional information considered necessary and proper	Chap. 522 § 8(d)
124.10(d)(2)	Contents of public notice for hearings	Chap. 522 § 8(d)
124.10(d)(2)(i)	Reference to previous public notices	Chap. 522 § 8(d)

124.10(d)(2)(ii)	Date, time, place of hearing	Chap. 522 § 8(d)
124.10(d)(2)(iii)	Nature and purpose of hearing	Chap. 522 § 8(d)
124.10(d)(2)(iv)	Public notice comments for CWA Section 404 permits	Not needed
124.10(e)	Special notice for person described in (c)(1)(i-iv)	Chap. 522 § 8(e)
124.11	Public Comments and Requests for Hearings	Chap. 522 § 9
124.12	Public Hearings	Chap. 522 § 11(a)
124.12(a)(1)	Public hearings: public interest	Chap. 522 § 11(a)
124.12(a)(2)	Public hearings: director's discretion	Chap. 522 § 11(a)
124.12(a)(3)	Public hearings for RCRA permit	Chap. 522 § 11(a)
124.12(a)(4)	Public notice as per § 124.10	Chap. 522 § 11(a)
124.17	Response to Comments	Chap. 522 § 12
124.17(a)	Requirement to respond to comments	Chap. 522 § 12(a)
124.17(a)(1)	Specify which provisions have changed	Chap. 522 § 12(a)
124.17(a)(2)	Describe and respond to significant comments	Chap. 522 § 12(a)
124.17(c)	Response to comments: available to public	Chap. 522 § 12(c)
124.56(a)	Additional requirements for fact sheets: calculations or other explanation of the derivation of effluent limitations, etc.	Chap. 522 § 7(a)
124.56(b)(1)(i)	Fact sheets must explain why limitations to control toxic pollutants are necessary	Chap. 522 § 7(b)
124.56(b)(1)(ii)	Fact sheets must explain why limitations on internal waste streams are necessary	Chap. 522 § 7(b)
124.56(b)(1)(iii)	Fact sheets must explain why limitations on indicator pollutants are necessary	Chap. 522 § 7(b)
124.56(b)(1)(iv)	Fact sheets must explain the reasons for limitations established on a case-by-case basis	Chap. 522 § 7(b)
124.56(b)(2)	Fact sheets must explain the regulation of users of a treatment works	Chap. 522 § 7(b)
124.56(c)	When appropriate, a sketch or detailed description of the location of discharge	Chap. 522 § 7(c)
124.56(e)	Requirements for permits including a sewage sludge land application plan	Not needed
124.57	Public Notice	Chap. 522 § 10
124.57(a)	Public notice: CWA Section 316(a) requests	Chap. 522 § 10(a)
124.57(a)(1)	Must include a statement that the thermal component of the discharge is subject to effluent limitations	Chap. 522 § 10(a)
124.57(a)(2)	Must contain a statement that a CWA Section 316(a) request has been filed and other details	Chap. 522 § 10(a)
124.57(a)(3)	Must include a statement if the applicant has filed an early screen request	Chap. 522 § 10(a)
124.59	Conditions Requested by the Corps of Engineers and other Government Agencies	Chap. 523 § 10
124.59(a)	Comments from the District Engineer	Chap. 523 § 10(a)
124.59(b)	Comments from U.S. Fish and Wildlife Service or other agencies	Chap. 523 § 10(b)
124.59(c)	Prior consultation with agencies referred to in this section	Chap. 523 § 10(c)
124.62	Decisions on Variances	Chap. 522 § 13
124.62(a)	Director may grant or deny requests for these variances:	Chap. 522 § 13(a)
124.62(a)(1)	Extensions based on delay in completion of POTW	Chap. 522 § 13(a)

124.62(a)(2)	Extensions based on the use of innovative technology	Chap. 522 § 13(a)
124.62(a)(3)	Variances for thermal pollution	Chap. 522 § 13(a)
124.62(b)	Director may deny, forward, or submit completed requests to the Regional Administrator for:	Chap. 522 § 13(b)
124.62(b)(1)	Variances based on economic capability	Chap. 522 § 13(b)
124.62(b)(2)	Variances based on water quality related effluent limitations	Chap. 522 § 13(b)
124.62(c)	Regional Administrator may deny, forward, or submit requests for variance	Chap. 522 § 13(c)
124.62(d)	OWEC approved and denied variance requests - preparation of draft permits and public notice	Chap. 522 § 13(d)
124.62(e)	State Director may deny or forward completed requests to the Administrator (or delegate) for:	Chap. 522 § 13(e)
124.62(e)(1)	Variances based on FDFs	Chap. 522 § 13(e)
124.62(e)(2)	Variances based on water quality factors under CWA Section 301(g)	Chap. 522 § 13(e)
124.62(f)	Administrator (or delegate) grants draft permits for approved or denied variances requests - preparation of draft permit and public notice	Chap. 522 § 13(f)
Part 125 Subpart A	Criteria and Standards for Imposing Technology-Based Treatment Requirements Under Section 301 (b) and 402 of the Act-Purpose and Scope	Chap. 524 § 2
Part 125 Subpart B	Criteria for Issuance of Permits to Aquaculture Projects - Purpose and Scope	Chap. 524 § 3
Part 125 Subpart C	Criteria for Extending Compliance Dates for Facilities Installing Innovative Technology Under Section 301(k) of the Act - Purpose and Scope [reserved]	Not needed
Part 125 Subpart D	Criteria and Standards for Determining Fundamentally Different Factors - Purpose Scope	Chap. 524 § 4
Part 125 Subpart H	Criteria for Determining Alternative Effluent Limitations Under Section 316(a) of the Act - Purpose and Scope	Chap. 524 § 5
Part 125 Subpart J	Criteria for Extending Compliance Dates Under Section 301(i) of the Act - Purpose and Scope [reserved]	Not needed
Part 125 Subpart K	Criteria and Standards for Best Management Practices Authorized Under Section 304(e) of the Act - Purpose and Scope	Chap. 524 § 6
Part 125 Subpart L	Criteria and Standards for Imposing Conditions for the Disposal of Sewage Sludge Under Section 405 of the Act [Reserved]	Not needed
Part 129	Toxic Pollutant Effluent Standards	Chap. 525 § 2
Part 133	Secondary Treatment Regulation	Chap. 525 § 3
Part 401	General Provisions	Chap. 525 § 4
Subchapter N	Effluent and Standards Guidelines	Chap. 525 § 5
Part 503	Technical Standards for Use and Disposal of Sewage Sludge [Reserved]	Not needed